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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/522,753	03/10/2000	Ronald M. Evans	SALK1510-3	4924

30542 7590 09/23/2003  
FOLEY & LARDNER  
P.O. BOX 80278  
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EXAMINER

LEFFERS JR, GERALD G

ART UNIT	PAPER NUMBER
1636	30

DATE MAILED: 09/23/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



# UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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## EXAMINER

Gerald G. Leffers Jr.

ART UNIT	PAPER
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1636            30

## DATE MAILED:

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**Commissioner of Patents**

### Notice of Non-Responsive Amendment

The communication filed on 7/14/03 as Paper No. 28 is not fully responsive to the Office communication mailed on 1/14/03 as Paper No. 22. In Paper No. 28 applicants request clarification as to which drawings were seen by the draftsperson for preparation of the PTO 948 mailed in Paper No. 22. Upon review of the prosecution history of this case, it is apparent that the Draftsperson reviewed the new versions of Figures 4, 5a, 6, 9 and 12 submitted during prosecution (i.e. on 4/10/02 and 12/02/02), as well as the original versions of the remaining figures. Therefore, corrections to those figures indicated in the PTO 948 mailed with Paper No. 22 are REQUIRED in response to this Notice. Further, as indicated in Paper No. 22, applicants MUST clarify whether Figure 5b is being deleted from the application, and if so, remove direct reference to Figure 5b from the specification. It is requested that if Figure 5b is deleted that applicants further demonstrate by argument and/or the instant specification that deletion of the information in this figure does not result in a NEW MATTER situation.

Applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to submit an amendment in compliance with 37 CFR 1.121, effective, March 21, 2001, in order to avoid abandonment.

EXTENSIONS OF THIS TIME MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gerald G. Leffers Jr. whose telephone number is (703)-308-6232. The examiner can normally be reached on Monday through Friday, 9:30 am to 6:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Remy Yucl can be reached at (703) 305-1998. The fax number for the organization where this application or proceeding is assigned is (703) 305-1998.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Technology Center receptionist, whose telephone number is (703) 308-0196.

Gerald G. Leffers Jr., PhD.  
Examiner, Art Unit 1636

*Gerald G. Leffers Jr.*  
**GERRY LEFFERS**  
**PRIMARY EXAMINER**